

## UNITED STATES PATENT AND TRADEMARK OFFICE

TRADEMARK OFFICE
Attorney Dock t No. 040094/6 OF

Judith C. CLARK

Title:

REUSABLE ORNAMENT AND REUSABLE ORNAMENT COUP

APPARATUS AND METHOD

Application No.:

09/989,007

Filing Date:

November 21, 2001

Examiner:

Sperty, Arden B.

Art Unit:

1775

## NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals from the decision of the final rejection dated October 16, 2003, and the Advisory Action dated December 31, 2003, of the Examiner finally rejecting Claims 3-9, 12, 21-23, 44-46, and 50-54.

[X] Applicant claims small entity status.

Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[X] Notice of Appeal Fee

To be paid as detailed below [ X ]

Not required (Fee paid in prior appeal) [

The required fees are calculated below:

\$330.00	Notice of Appeal Fee	[ X ]
\$0.00	Extension month:	[ ]
\$0.00	Extension:	[ ]
\$330.00	FEE TOTAL:	
\$165.00	Small Entity Fees Apply (subtract ½ of above):	[ X ]
\$165.00	TOTAL FEE:	

Please charge Deposit Account No. 19-0741 in the amount of \$165.00. duplicate copy of this transmittal is enclosed.

용

01/13/2004 NGEBREN1 00000079 09989007

- [X] A check in the amount of \$165.00 is enclosed.
- [X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

January 12, 2004

Date

Phillip J. Articola

Registration No. 38,819

**FOLEY & LARDNER** 

Customer Number: 22428

Telephone: (202) 672-5300 Facsimile: (202) 672-5399